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13 HITACHI, LTD., HITACHI DISPLAYS, LTD.,  
14 HITACHI ELECTRONIC DEVICES (USA), INC.

15 UNITED STATES DISTRICT COURT  
16  
17 NORTHERN DISTRICT OF CALIFORNIA  
18  
19 (SAN FRANCISCO DIVISION)  
20

21 IN RE: TFT-LCD (FLAT PANEL)  
22 ANTITRUST LITIGATION

Case No. 3:07-md-1827 SI  
MDL No. 1827

23 This Document Relates To:  
24  
25 ALL DIRECT PURCHASER ACTIONS  
26

**DECLARATION OF KENT M. ROGER IN  
SUPPORT OF HITACHI, LTD.'S,  
HITACHI DISPLAYS, LTD.'S AND  
HITACHI ELECTRONIC DEVICES (USA),  
INC.'S ADMINISTRATIVE MOTION TO  
SEAL A PORTION OF THE EUROPEAN  
COMMISSION'S FEBRUARY 15, 2011  
LETTER IN RESPONSE TO SPECIAL  
MASTER'S DECEMBER 22, 2010 ORDER**

27 I, Kent M. Roger, declare as follows:

28 1. I am a partner in the law firm of Morgan, Lewis & Bockius, LLP, counsel of  
record for Defendants Hitachi, Ltd., Hitachi Displays, Ltd. and Hitachi Electronic Devices  
(USA), Inc. (collectively, the "Hitachi Defendants") in the above-captioned action. I am duly  
licensed and admitted to practice before this Court. I have personal knowledge of the facts stated  
herein, and if called upon as a witness, I could and would testify competently to those facts.

2. Attached hereto as Exhibit A is a true and correct copy of the Court's Order granting the European Commissions' request to make a submission in response to the Special Master's December 22, 2010 Order on February 15, 2011 and to make such submission under seal. (Dkt. No. 2347.)

3. On February 15, 2011, counsel for Hitachi, Ltd., Hitachi Displays, Ltd., and Hitachi Electronic Devices (USA), Inc. (collectively, the "Hitachi Defendants"), at the request of the European Commission, electronically filed a redacted version of the European Commission's February 15, 2011 Letter with the Court in response to the Special Master's December 22, 2010 Order ("February 15 Letter"). Attached hereto as Exhibit B is a true and correct copy of the redacted February 15 Letter as filed. (Dkt. No. 2450.)

4. On February 15, 2011, counsel for the Hitachi Defendants were informed by the European Commission that the unredacted version of the February 15 Letter contained highly confidential information. Counsel for the Hitachi Defendants have not reviewed the original or any copy of the unredacted version of the February 15 Letter.

5. On February 15, 2011, counsel for the Hitachi Defendants were informed by the European Commission that it was unable to submit an unredacted sealed version of the February 15 Letter to the Court and that the Courtroom Deputy directed the European Commission to the Court's Local Rules for making submissions under seal.

6. The European Commission then requested the Hitachi Defendants' counsel's assistance in filing the unredacted version of the February 15 Letter under seal with the Court.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 22nd day of February, 2011.

/s/ Kent M. Roger

Kent M. Roger